

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILED TO THE UNITED STATES PATENT  
TRADEMARK OFFICE, CENTRAL FAX NUMBER AT 571-273-8300

By: Deonda CastanDate: 12/14/05

Attorney Docket No. X-0211

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICANTS: Frederick H. Hausheer  
 ASSIGNEE: BioNumerik Pharmaceuticals, Inc.  
 APPLICATION SERIAL NUMBER: 10/002,526 EXAMINER: Phyllis G. Spivack  
 FILING DATE: October 26, 2001 ART UNIT: 1614  
 FOR: METHOD FOR TREATING PATIENTS FOR RADIATION EXPOSURE

DEC 14 2005

December 2, 2005  
San Antonio, TexasREVOCATION AND APPOINTMENT OF ATTORNEY BY ASSIGNEE

The undersigned states that he is authorized to sign the document on behalf of the assignee of the above application, that the evidentiary documents relating to the assignment of the above application have been reviewed, and he certifies that, to the best of assignee's knowledge and belief, title to the above application is in assignee by virtue of an assignment, with an effective date of October 26, 2001, being sent under separate cover for recordation in the U.S. Patent and Trademark Office, a copy of which is attached hereto.

BioNumerik Pharmaceuticals, Inc., assignee of the above application, by its undersigned representative, hereby revokes all previous Powers of Attorneys and appoints the registered attorney, BioNumerik Pharmaceuticals, Inc., as its attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

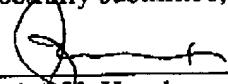
Please address all correspondence to **BIONUMERIK PHARMACEUTICALS, INC.**, 8122 Datapoint, Suite 1250, San Antonio, TX 78229. Please direct all communications and telephone calls to Scott A. Whitaker at 210-614-1701 (telephone) or 210-614-9439 (facsimile).

Respectfully submitted,

December 2, 2005

Date

By:

  
 Frederick H. Hausheer  
 Chief Executive Officer  
 BioNumerik Pharmaceuticals, Inc.



FEBRUARY 01, 2002

PTAS

Chief Financial Officer and Chief Administrative Officer  
Washington, DC 20231  
www.uspto.gov

BIONUMERIK PHARMACEUTICALS, INC.  
THOMAS J. DODD  
8122 DATAPORT DRIVE, SUITE 1250  
SAN ANTONIO, TX 78229



\*101914956A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 10/26/2001

REEL/FRAME: 012354/0874  
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNEE:  
BIONUMERIK PHARMACEUTICALS, INC.  
8122 DATAPORT DRIVE, SUITE 1250  
THOMAS J. DODD, SENIOR PATENT  
COUNSEL  
SAN ANTONIO, TEXAS 78229

DOC DATE: 10/26/2001

SERIAL NUMBER: 10002526  
PATENT NUMBER:

FILING DATE:  
ISSUE DATE:

MARCUS KIRK, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

12-13-2001

|   |  |      |   |
|---|--|------|---|
| Form PTO-1595<br>(Rev. 03/01)<br>OMB No. 0651-0027 (exp. 5/31/2002)<br>Tab settings   |  | RECO | U.S. DEPARTMENT OF COMMERCE<br>U.S. Patent and Trademark Office |
| 101914956   |  |      |   |
| <p>To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.</p> <p>1. Name of conveying party(ies):<br/><u>Frederick H. Hausheer</u><br/><i>10-26-01</i></p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>3. Nature of conveyance:<br/> <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger<br/> <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name<br/> <input type="checkbox"/> Other _____</p> <p>Execution Date: <u>10-26-2001</u></p> <p>4. Application number(s) or patent number(s): <u>101002526</u><br/> If this document is being filed together with a new application, the execution date of the application is: <u>10-26-2001</u></p> <p>A. Patent Application No.(s)</p> <p>Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>5. Name and address of party to whom correspondence concerning document should be mailed:<br/> Name: <u>Thomas J. Dodd</u><br/> Internal Address: <u>Senior Patent Counsel</u><br/> <u>BioNumerik Pharmaceuticals, Inc.</u><br/> Street Address: <u>8122 Datapoint Drive, Suite 1250</u><br/> City: <u>San Antonio</u> State: <u>TX</u> Zip: <u>78229</u></p> <p>6. Total number of applications and patents involved: <u>1</u></p> <p>7. Total fee (37 CFR 3.41).....\$ <u>40.00</u><br/> <input type="checkbox"/> Enclosed<br/> <input checked="" type="checkbox"/> Authorized to be charged to deposit account</p> <p>8. Deposit account number:<br/><u>022338</u><br/> (Attach duplicate copy of this page if paying by deposit account)</p> <p>DO NOT USE THIS SPACE</p> <p>9. Statement and signature.<br/> <i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i><br/> <u>Thomas J. Dodd</u> <br/> Name of Person Signing <u>Thomas J. Dodd</u> Signature <u>10-26-2001</u><br/> Date <u>10-26-2001</u></p> <p>12/12/2001 DBYRNE 00000179 022338 10002526 Total number of pages including cover sheet, attachments, and documents: <u>2</u></p> <p>01 FC:581 40.00 CH Mail documents to be recorded with required cover sheet information to:<br/> Commissioner of Patents &amp; Trademarks, Box Assignments<br/> Washington, D.C. 20231</p> |  |      |   |

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Sample Form (former PTO/SB/15) (05-01)

|   |  |                                    |
|---|--|------------------------------------|
| <b>ASSIGNMENT OF APPLICATION</b>  |  | Docket Number (Optional)<br>X-0211 |
| <p>Whereas, I/We, <u>Frederick H. Hausheer</u> of <u>Boerne, Texas</u>, hereafter referred to as applicant, have invented certain new and useful improvements in <u>Method for Treating Patients for Radiation Exposure</u></p> <p><input type="checkbox"/> for which an application for a United States Patent was filed on _____<br/>Application Number _____/_____.</p> <p><input checked="" type="checkbox"/> for which an application for a United States Patent was executed on <u>10-25-2001</u>, and<br/>BioNumerik<br/>Whereas, <u>Pharmaceuticals, Inc.</u> of <u>San Antonio, Texas</u> herein referred to "assignee" whose mailing address is <u>8122 Databoint Drive, Suite 1250</u> is<br/>desirous of acquiring the entire right, title and interest in the same;</p> <p>Now, therefore, in consideration of the sum of <u>one</u> dollars (<u>\$1.00</u>), the receipt whereof is acknowledged, and other good and valuable consideration, I/We, the applicant(s), by these presents do sell, assign and transfer unto said assignee the full and exclusive right to the said invention in the United States and the entire right, title and interest in and to any and all Patents which may be granted therefor in the United States, I/We hereby authorize and request the Commissioner of Patent and Trademarks to issue said United States Patent to said assignee, of the entire right, title, and interest in and to the same, for his sole use and behoof; and for the use and behoof of his legal representatives, to the full end of the term for which said Patent may be granted, as fully and entirely as the same would have been held by me had this assignment and sale not been made.</p> <p>Executed this <u>26th</u> day of <u>October</u>, 20 <u>01</u><br/>at <u>San Antonio, Texas, US</u></p> <p><br/>(Signature)</p> <p>State of <u>Texas</u>) SS:<br/>County of <u>Bexar</u>)<br/>Before me personally appeared said <u>Frederick H. Hausheer</u><br/>and acknowledged the foregoing instrument to be his free act and deed this <u>26th</u><br/>day of <u>October</u>, 20 <u>01</u>.<br/><br/><br/>Suzanne Lee Lozano<br/>Notary Public<br/>Note: Signatures of all the assignees or record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required. See below.<br/>* <input checked="" type="checkbox"/> I declare that all signatures are submitted.<br/>(Notary Public)</p> |  |                                    |

This form offers a sample or suggested format for an assignment document. This sample form is not an OMB officially approved form.